

**APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE
STATE OF NEVADA HERETOFORE APPROPRIATED**

Date of filing in State Engineer's Office. SEP 24 1993

Returned to applicant for correction.....

Corrected application filed..... Map filed SEP 24 1993 under 59279The applicant NEVADA DEPARTMENT OF TRANSPORTATION1263 SOUTH STEWART STREET of CARSON CITY
Street and No. or P.O. Box No. City or TownNEVADA 89712 hereby make.... application for permission to change the
State and Zip Code No.point of diversion, place and manner of use of a portion
Point of diversion, manner of use, and/or place of useof water heretofore appropriated under Orr Ditch Decree Claim No. 91 and 91A
Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and identify right in Decree.1. The source of water is Truckee River
Name of stream, lake, underground spring or other source.2. The amount of water to be changed 0.24742 cfs - 24.12 acre feet
Second feet, acre feet. One second foot equals 448.83 gallons per minute.3. The water to be used for Wetlands and Water Quality
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.4. The water heretofore permitted for as Decreed Purposes
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.5. The water is to be diverted at the following point Last Chance Ditch within SE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 14,
Describe as being within a 40-acre subdivision of public survey and by course and distance to a section corner. If on unsurveyed land, it should be stated.
T19N, R18E, MDM at a point from which the NE corner of said Section 14 bears N
24° 26' E, a distance of 1,840 feet6. The existing permitted point of diversion is located within Coldron Ditch within SE $\frac{1}{4}$ NE $\frac{1}{4}$, Section
If point of diversion is not changed, do not answer.
30, T19N R18E, MDM at a point from which the NE corner of said Section 30
bears N 8° 33' E, a distance of 1,520 feet7. Proposed place of use see attached description
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.8. Existing place of use 1.66 ac NW $\frac{1}{4}$ SE $\frac{1}{4}$; 1.70 ac NE $\frac{1}{4}$ SE $\frac{1}{4}$; and 2.00 ac SE $\frac{1}{4}$ SE $\frac{1}{4}$ all
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or manner of use of irrigation permit, describe acreage to be removed from irrigation.
within Section 18 T19N R18E, MDM-totaling 24.12 ac ft.9. Use will be from as decreed to as decreed of each year.
Month and Day Month and Day10. Use was permitted from as decreed to as decreed of each year.
Month and Day Month and Day11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) Utilizing the existing diversion dam and
State manner in which water is to be diverted, i.e. diversion structure.
structures of the Last Chance Ditch water will be diverted to place of use.
ditches, pipes and flumes, or drilled well, etc.12. Estimated cost of works none-existing13. Estimated time required to construct works none-existing

14. Estimated time required to complete the application of water to beneficial use. 2 years

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use:

see attached description

Please send copies of all correspondence and notices to:

Michael D. Buschelman, 5405 Mae Anne Ave., Reno, NV 89523

By s/Jon Z. Bunch Manager, R/W Engineering
1263 S. Stewart St.
Carson City, NV 89712

Compared bc/bc

jr/vjw

Protested _____

APPROVAL
OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion, manner and place of use of a portion of the waters of the Truckee River as heretofore granted under Claim 91 and 91A, Truckee River Final Decree is issued subject to the terms and conditions imposed in said decree and with the understanding that no other rights on the source will be affected by the change proposed herein.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.24742 cubic feet per second, but not to exceed 24.12 acre-feet as decreed.

Work must be prosecuted with reasonable diligence and be completed on or before November 4, 1995

Proof of completion of work shall be filed before December 4, 1995

Application of water to beneficial use shall be made on or before November 4, 1998

Proof of the application of water to beneficial use shall be filed on or before December 4, 1998

Map in support of proof of beneficial use shall be filed on or before December 4, 1998

Completion of work filed NOV 30 1995

Proof of beneficial use filed DEC 21 1998

Cultural map filed _____

Certificate No. 15525 Issued AUG 25 2000

IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P.E.
 State Engineer of Nevada, have hereunto set my hand and the seal of my

office, this 4th day of November

A.D. 19 94

[Signature]
 State Engineer

ATTACHMENT
APPLICANT - NEVADA DEPARTMENT OF TRANSPORTATION
APPLICATIONS TO CHANGE A PORTION
OF ORR DITCH DECREE
CLAIM NO.S 91, 91A AND 316

ITEM NO. 7 - PROPOSED PLACE OF USE

SECTION 8, T.18 N., R.20 E., MDM.

SE1/4 NW1/4	1.06 acres
SW1/4 NW1/4	2.00 acres
SW1/4 SE1/4	0.13 acres
NW1/4 SW1/4	3.27 acres
NE1/4 SW1/4	1.04 acres
SE1/4 SW1/4	4.75 acres

SECTION 16, T.18 N., R.20 E., MDM.

SW1/4 NW1/4	0.11 acres
NW1/4 SW1/4	1.13 acres

SECTION 17, T.18 N., R.20 E., MDM.

NE1/4 SE1/4	0.80 acres
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ITEM NO. 12 - REMARKS

The proposed place of use legal descriptions are recorded in Washoe County, Nevada, Records Office under Official Records, Book 350/Page 43 and Book 567/Page 128. The existing place of use under Orr Ditch Decree Claim No.s 91 and 91A is defined by the Judgement and Decree dated April 15, 1993, Case No. CV92-04000, Department No. 4, between Crystal Peak Properties (Plaintiff) and the State of Nevada, Department of Transportation (Defendant) recorded at the Washoe County, Nevada, Clerks Office and the Division of Water Resources. The existing place of use under Orr Ditch Decree Claim No. 316 legal description is recorded in Washoe County, Nevada, Records Office under Official Records, Book 1515/Page 115 and at the Division of Water Resources.